

**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
 Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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DATE MAILED:

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE**, within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this **NOTICE** to avoid abandonment.

*if all required items on this form are filed within the period set above, the total amount owed by applicant as a*  
☐ small entity (statement filed) ☐ non-small entity is \$ 100.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
- ☐ insufficient.

Applicant must submit \$\_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$\_\_\_\_\_ for \_\_\_\_\_ total claims over 20.

\$\_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$\_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
- ☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER: \_\_\_\_\_

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

*A. Johnson*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

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Security #5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Guenther

Serial No. 09/439,416

Filing Date: November 13, 1999

for LOW COST MOTOR DESIGN FOR  
RARE-EARTH-MAGNET  
LOUDSPEAKERS

Attorney Docket: 102316-3



Examiner:

Art Unit: 2743

CERTIFICATE OF MAILING

The undersigned certifies that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail addressed to the Assistant Commissioner for Patents, Box: Missing Parts, Washington, DC 20231

Date: 2/26/00

David J. Fowsner, Reg. No. 31,868

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231  
BOX: MISSING PARTS

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Sir:

In response to the Notice to File Missing Parts of Application (Filing Date Granted) mailed December 16, 1999, please find enclosed:

- (1) Copy of Notice to File Missing Parts;
- (2) Declaration and Power of Attorney (executed);
- (3) Small Entity Statement (executed);
- (4) Check in the amount of \$65.00 to cover filing fees;

- (5) Check in the amount of \$55.00 to cover extension fees;
- (6) Request for Extension;
- (7) Request for Refund; and
- (8) Return postcard.



Please charge any additional fees for this **Response to Notice to File Missing Parts of Application** to Deposit Account No. 141449.

Date: 2/24/00

Respectfully submitted,

David J. Powsner, Reg. No. 31,868

ATTORNEYS OF APPLICANTS  
Nutter, McClennen & Fish LLP  
One International Place  
Boston, MA 02110-2699  
Telephone: 617-439-2717  
Telefax: 617-310-9717  
831172.1

#5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

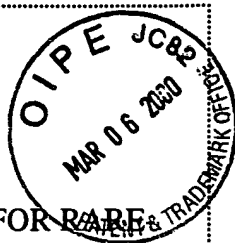
In re the Application of: Guenther

Serial No.: 09/439,416

Filed: November 13, 1999

Title: LOW COST MOTOR DESIGN FOR RARE  
EARTH MAGNET LOUDSPEAKERS

Case No.: 0102316-00003



Art Unit: 2743

Examiner:

CERTIFICATE OF MAILING

The undersigned certifies that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail addressed to the Assistant Commissioner for Patents, Washington, DC 20231

Date:

2/28/00

David J. Powsner, Reg. No. 31,868

Assistant Commissioner for Patents  
Washington, D.C. 20231

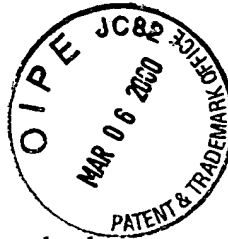
REQUEST FOR REFUND

Dear Sir:

In accordance with 35 U.S.C. 120, we hereby request a refund of \$398.00 to Deposit Order Account 141449. The basis for this request is set forth below.

On November 13, 1999, Applicant filed the above-cited U.S. Patent Application with authorization for the U.S. Patent and Trademark Office to charge Applicant's Deposit Account for the filing fees. Accordingly, the Patent Office charged Applicant a large entity filing fee of \$796.00 as recorded on the official filing receipt dated December 8, 1999. In accord with the enclosed copy of a Verified Small Entity Statement filed herewith, the Applicant requests that the difference between the large entity filing fee of \$796.00 and small entity filing fee of \$398.00 be credited to Deposit Order Account 141449.

Request for Refund  
Serial No.09/439,416  
Page 2



Should any questions arise in this regard, please contact the undersigned attorney at the direct dial number listed below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David J. Powsner", written over a horizontal line.

Date: \_\_\_\_\_

2/28/00

David J. Powsner, Reg. No. 31,868

Attorneys for Applicant  
Nutter, McClennen & Fish LLP  
One International Place  
Boston, MA 02110-2699  
Telephone: (617) 439-2717  
Facsimile: (617) 310-9717

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